

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHWESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 23-cr-03151-SRB
	)	
DAVID MICHAEL KEMP,	)	
	)	
Defendant.	)	

**ORDER**

Before this Court is Magistrate Judge David P. Rush’s Report and Recommendation (Doc. #42) to Deny Defendant David Michael Kemp’s (“Defendant”) Motion to Dismiss. (Doc. #36). After an independent review of the record, the applicable law, and the parties’ arguments, the Court ADOPTS the Report and Recommendation (Doc. #42). Accordingly, it is hereby **ORDERED** that the Report and Recommendation (Doc. #42) be attached to and made a part of this Order and that Defendant’s Motion to Dismiss (Doc. #36) is DENIED.

**IT IS SO ORDERED.**

/s/ Stephen R. Bough \_\_\_\_\_  
STEPHEN R. BOUGH  
UNITED STATES DISTRICT JUDGE

Dated: August 21, 2024